

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

THE GROUND ROUND INDEPENDENT
OWNERS COOPERATIVE, LLC,

Plaintiff,

v.

CHARLES WHITMAN, *et al.*,

Defendants.

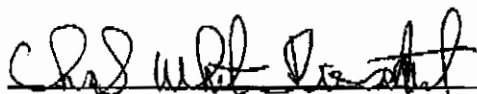
DEFENDANTS' LR 16.1 (D)(3)
CERTIFICATION

Civil Action No. 1:05-cv-10780-NMG

Pursuant to LR 16.1(D)(3), Defendants and their counsel hereby certify that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in LR 16.4.

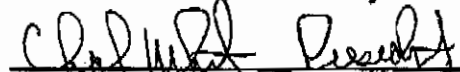
Defendants file this certification subject to, and without waiver of, their defense in this action that this Court lacks personal jurisdiction over the Defendants.



C.T.W. Development Corporation
By its President, Charles Whitman



Charles Whitman, individually



Restaurant Concepts Unlimited Corporation
By its President, Charles Whitman

Respectfully submitted,

/s/ Stephen D. Riden

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a.k.a. Chuck Whitman, C.T.W. Development
Corporation, and Restaurant Concepts
Unlimited Corporation

Dated: September 26, 2005